

CITY COUNCIL, CITY OF LODI
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, DECEMBER 20, 1989
7:30 P.M.

ROLL CALL

Present: Council Members - Hinchman, Olson,
Pinkerton and Snider (Mayor)

Absent: Council Members - Reid

Also Present: City Manager Peterson, Assistant City
Manager Glenn, Community Development
Director Schroeder, Public Works Director
Ronsko, City Attorney McNatt, and City Clerk
Reimche

INVOCATION

The invocation was given by Dr. Wayne Kildall, Center of
Hope.

PLEDGE OF
ALLEGIANCE

The Pledge of Allegiance was led by Mayor Snider.

PRESENTATIONS

SOROPTIMIST INTERNATIONAL
OF LODI RECOGNIZED FOR ITS
SUPPORT OF THE MAYOR'S
ANNUAL HOLIDAY CHILD SHARE
PROGRAM

CC-73

Mayor Snider recognized the Soroptimist International of
Lodi for its very generous support of the Mayor's Annual
Holiday Child Share Program.

REQUEST FOR CITY-WIDE
NO-SMOKING IN PUBLIC
PLACES ORDINANCE

CC-24(b)

Ms. Sandra Stoddard, Program Director for the American
Cancer Society addressed the City Council urging that the
City adopt a City-wide no-smoking in public places
ordinance. Ms. Stoddard's presentation included the
following information regarding the subject:

The American Lung Association, American Heart Association
and American Cancer Society hereby find that:

Numerous studies have found that tobacco smoke is a major
contributor to indoor air pollution; and

Reliable studies have shown that breathing second-hand
smoke is a significant health hazard for certain population
groups, including elderly people, individuals with
cardiovascular disease, and individuals with impaired

respiratory function, including asthmatics and those with obstructive airway disease; and

Health hazards induced by breathing second-hand smoke include lung cancer, respiratory infection, decreased exercise tolerance, decreased respiratory function, bronchoconstriction, and bronchospasm; and

Nonsmokers who suffer allergies, respiratory diseases and other ill effects of breathing second-hand smoke may experience a loss of job productivity or may be forced to take periodic sick leave because of such adverse reactions; and

Numerous studies have shown that a majority of both nonsmokers and smokers desire to have restrictions on smoking in public places and places of employment; and

Smoking is a documented cause of fires, cigarette and cigar burns and ash stains on merchandise and fixtures resulting in economic losses to businesses.

Accordingly, the American Lung Association, American Heart Association and American Cancer Society find and declare that the purposes of smoking pollution control through adoption of a local ordinance would be (1) to protect the public health and welfare by prohibiting smoking in public places except in designated smoking areas, and by regulating smoking in places of employment; and (2) to strike a reasonable balance between the needs of smokers and the need of nonsmokers to breathe smoke-free air, and to recognize that, where these needs conflict, the need to breathe smoke-free air shall have priority.

The matter was referred to staff for placement on a future agenda.

CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, Council, on motion of Mayor Pro Tempore Hinchman, Olson second, approved the following items hereinafter set forth.

* * * * *

CLAIMS CC-21(a) Claims were approved in the amount of \$1,381,755.32.

MINUTES The Minutes of November 15, 1990 were approved as written.

SPECIFICATIONS APPROVED
FOR THE PURCHASE OF PRIMARY
OVERHEAD, PRIMARY UNDERGROUND,
AND SECONDARY UNDERGROUND
ELECTRIC CABLE

CC-12.1(c)

The City Council approved the specifications and authorized the advertisement for bids for the purchase of various sizes of overhead and underground conductor as detailed below:

Primary Overhead Conductor

#4/0 Bare Aluminum	14,000 feet
#477 Bare Aluminum	45,000 feet

15KV Concentric Primary Underground Conductor

#2AWG, Jacketed	25,000 feet
#2/OAWG	20,000 feet
#750 KCM	20,000 feet
#1000 KCM, Jacketed	22,000 feet

Secondary Underground Conductor

#350 KCM Triplex	20,000 feet
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The City Council was advised that the overhead conductor is being purchased to support planned distribution system improvements budgeted for this fiscal year, and to provide an inventory of cable to cover other needs as they develop. The improvements are expected to require about 12,000 feet of #4/0 and 33,000 feet of #477 conductor.

The underground primary cable is being purchased to support projects in the Sunwest subdivisions, the Kettleman Lane/Lower Sacramento Road development, at the substation, and in budgeted distribution system improvements. These specific needs are expected to take about 15,000 feet of #2AWG, 7,000 feet of #2/OAWG, 10,000 feet of #750 KCM, and 16,000 feet of #1000 KCM. The balance of the quantities purchased would provide an inventory to cover other requirements as they develop.

The #350 KCM Triplex is being purchased mainly to re-establish a working inventory, although about 3,000 feet is planned for use in the Sunwest subdivision.

The anticipated cost of this purchase is about \$235,000; funding is available in the Electric Utility Department's Operating Fund.

The bid opening date has been set for Tuesday, January 16, 1990.

Continued December 20, 1989

SPECIFICATIONS FOR THE
PURCHASE OF EIGHT 1200
KVAR CAPACITOR BANKS
APPROVED

CC-12.1(c) The City Council approved the specifications and authorized advertising for bids for the purchase of eight 1200 KVAR Capacitor Banks.

The City Council was advised that the capacitor banks are planned for installation at various locations throughout the City to increase electrical system capacity and to maintain high service levels during periods of peak demand.

The estimated cost of this purchase is \$35,000, with delivery expected about 10 weeks after placement of order. Funding is available in the Electric Utility Department's Operating Fund.

The bid opening is set for Monday, January 8, 1990.

SPECIFICATIONS FOR THE
PURCHASE OF STREAMLIGHT
HIGH-INTENSITY RECHARGEABLE
FLASHLIGHTS FOR THE POLICE
DEPARTMENT APPROVED

CC-12.1(b) The City Council approved the specifications and authorized advertising for bids for the purchase of up to 65 high-intensity rechargeable Streamlight SL-20X flashlights for the Police Department.

The City Council was advised that the Department currently issues 3-cell non-rechargeable flashlights for use by the officers. While these flashlights are police-type and moderately heavy-duty, they don't provide the high-intensity beam required in many of the current nighttime stop and search situations. The heavy-duty aluminum case and 20,000 candlepower beam of the Streamlight SL-20X flashlights provide an extra margin of safety for the officers who use them, and the recharging capability provides a savings in disposable battery costs.

The estimated cost of this equipment is \$6,500, and funding is available in the Police Department's Safety Equipment fund.

The bid opening has been set for Tuesday, January 9, 1990.

PURCHASE OF REMOTE TERMINAL
UNITS FOR ELECTRICAL UTILITY
DEPARTMENT (INDUSTRIAL SUBSTATION)

RES. NO. 89-178

CC-12(d)
CC-300

The City Council adopted Resolution No. 89-178 authorizing the purchase of two remote terminal units from Landis and Gyr in the amount of \$44,884.25.

The City Council was advised that the remote terminal units will be installed at the new Industrial Substation to interface this facility with the City's existing System Control and Data Acquisition (SCADA) system. Although this equipment may be supplied by another manufacturer, such choice would require the purchase of additional testing and maintenance equipment, additional spare parts, printed circuit boards and power supplies, and training of staff to troubleshoot and maintain this foreign equipment. Since the Department already has testing equipment, spare parts and staff trained for the existing Landis & Gyr SCADA system and since potential operating problems could arise by mixing remote terminal units, of a different brand, with the existing master unit, it is prudent of the City to purchase these remote terminal units from Landis & Gyr.

Funding for this purchase is available within the overall funding source for the Industrial Substation project.

PURCHASE OF BALLISTIC
VESTS THROUGH A JOINT
POWERS AGREEMENT WITH
CITY AND COUNTY OF
SAN FRANCISCO APPROVED

RES. NO. 89-179

CC-12(d)
CC-300

The City Council adopted Resolution No. 89-179 authorizing the purchase of American Body Armor ballistic vests through the City and County of San Francisco's purchase agreement with Butler Uniforms of Sacramento.

The City Council was reminded that on November 15, 1989 it has appropriated funds for the purchase of safety equipment, including ballistic vests, for the Police Department (MOU 1989-1992, 16.5).

The Lodi Municipal Code, section 3.20.040 provides for the purchase of supplies, services or equipment by any agency so long as the contracts or agreements made by that agency are in conformity with the purchasing procedures (i.e. bid procedures) set forth in section 3.20 of the Code.

A copy of the contract proposal has been obtained from the City and County of San Francisco; the General Conditions and items covered by the contract were presented for Council review.

The contract is currently scheduled to expire on April 30, 1990, and covers American Body Armor Model #ABA-105, Threat Level III-A vests only.

By using the existing contract with Butler Uniforms, staff estimated the savings to be in the range of \$75-100 per vest, as compared to bidding separately for our requirements.

Vests will be sized and purchased per individual needs.

MODIFICATION OF CONTRACT
AGREEMENT FOR PREPARING
CONTRACT CONSTRUCTION DOCUMENTS
FOR THE CITY HALL ADDITION,
221 WEST PINE STREET APPROVED

CC-90

The City Council approved the contract agreement for preparing the contract documents for the City Hall addition and authorized the City Manager and City Clerk to execute the agreement.

The City Council was advised that in October of 1985, the City entered into a contract agreement with Arlie Preszler for preparing the plans and specifications for the Carnegie Forum, the City Hall addition, and the remodeling of the existing City Hall. Since October of 1985, the Carnegie Forum has been completed and Arlie Preszler has joined a Stockton firm which is now called Ramsey-Preszler Architects. These changes, together with the construction difficulties we experienced on the Carnegie Forum, require that a new contract be entered into which supersedes the original contract which the City had with Arlie Preszler.

The proposed contract establishes a lump sum amount to complete the contract plans and specifications for the City Hall addition. The contract also provides some minimal work by the architect through the construction phase, i.e., review of shop drawings, review and approval of change orders, and interpretation of contract documents. The lump sum amount required to complete the contract documents and provide for construction review is \$15,484.23. The construction review does not include the normal contract administration or contract coordination. Another architectural firm will be contracted with to provide the contract coordination.

The City Attorney has reviewed and approved the subject agreement with respect to form and content.

CONTRACT AGREEMENT FOR
PROVIDING CONSTRUCTION
COORDINATION FOR CITY HALL
ADDITION, 221 WEST PINE STREET
APPROVED

CC-90

The City Council authorized the City Manager and City Clerk to execute an agreement between Morris and Wenell Architects and Planners Inc. and the City of Lodi for providing the construction coordination for the City Hall addition construction project.

The City Council was advised that the work to be included under this contract is outlined in Section 2.6 of the American Institute of Architects (AIA) document, a copy of which was provided for City Council review. In addition, the work will also include weekly construction meetings with the contractor, subcontractors, Public Works Inspector, Building Inspection Official, and the City's representative.

Under the existing Hutchins Street Square Senior Complex contract, the City paid the architect for these weekly construction meetings as an additional service. The meetings were found to be very beneficial in keeping the project on schedule and resolving most problems at an early stage. Morris and Wenell is the firm providing the service on the Hutchins Street Square project, so they are familiar with this format.

The City has retained Morris and Wenell on a time-and-material basis to provide a "buildability" and "constructability" review of the construction documents for the City Hall addition. Therefore, Morris and Wenell is already familiar with the contract documents for this project.

The architect estimates that the City Hall addition will take approximately nine months to complete. The construction coordination to be provided by Morris and Wenell will be billed on a time-and-material basis with a maximum monthly payment not to exceed \$3,200. The actual costs of this same service for the Hutchins Street Square project are running between \$2,500 and \$3,000 per month. Therefore, it is estimated that this service will cost the City \$23,000 as a minimum and \$28,000 as a maximum.

The City Attorney will prepare the formal agreement which will include the above data.

FINAL MAP AND SUBDIVISION
 AGREEMENT FOR SUNWEST 11,
 LOCATED AT THE SOUTHEAST
 CORNER OF LOWER SACRAMENTO
 ROAD AND VINE STREET APPROVED

CC-46

The City Council approved the final map for Tract No. 2347, Sunwest 11, and directed the City Manager and City Clerk to execute the subdivision agreement and map on behalf of the City.

The City Council was advised that Lodi Sunwest Senior Project, the developers of this subdivision, have furnished the City with the improvement plans, the necessary agreements, guarantees, insurance certificates, and fees for the proposed subdivision.

The subdivision is located at the southeast corner of Lower Sacramento Road and Vine Street and contains a total of 12 single-family lots and a common area.

AMENDED SALARY RANGES
 FOR EMPLOYEES IN THE
 FOLLOWING UNITS APPROVED:

GENERAL SERVICES
 POLICE DISPATCHERS
 MAINTENANCE AND OPERATORS
 CONFIDENTIAL

RES. NO. 89-180,
 89-181, 89-182,
 and 89-183

CC-~~35~~ 34
 CC-300

The City Council adopted resolutions amending salary ranges for employees in the following units effective January 8, 1990.

General Services (Resolution No. 89-180)

Maintenance and Operators (Resolution No. 89-181)

Dispatchers (Resolution No. 89-182)

Confidential (Resolution No. 89-183)

Multi-year agreements with the General Services, Maintenance and Operators, and Police Dispatchers employee bargaining units call for adjustments to salary schedules effective January 8, 1990. It was also recommended that two Confidential classifications, Secretary to the City Manager and Legal Secretary, be granted salary increases as well.

CLASS SPECIFICATIONS
FOR EQUIPMENT PARTS
COORDINATOR APPROVED

RES. NO. 89-184

CC-35
CC-300

The City Council adopted Resolution No. 89-184 approving the new Class Specifications for Equipment Parts Coordinator and setting the salary range at \$1,730 - \$2,104.

This new class specification is established to more effectively staff the City's automotive and equipment maintenance shop. As the fleet and its maintenance activities have increased, the purchase and inventory demands for parts have risen dramatically. An Equipment Parts Coordinator will effectively meet this need.

This is a routine action with fiscal appropriation provided in the 89-90 budget. This classification is assigned to the IBEW Maintenance and Operators Unit with salary range \$1730 - \$2104.

The Public Works Director concurs with this new classification and salary range.

MODIFICATIONS TO THE
LODI/SAN JOAQUIN TRANSIT
AGREEMENT APPROVED

RES. NO. 89-185

CC-50(b)
CC-300

The City Council adopted Resolution No. 89-185 - A Resolution of the Lodi City Council Adopting Modifications to the Lodi/San Joaquin Transit Agreement

The City Council was reminded that the City contracts with San Joaquin County to provide dial-a-ride services in the north county area. The City recently authorized an increase to City Cab Company for Dial-A-Ride services.

In order to recapture the direct cost of Dial-A-Ride and a proportionate share of the cost of insurance, it was necessary to ask San Joaquin County for an increase in compensation.

The San Joaquin County Board of Supervisors approved the revised contract on December 5, 1989 to be effective retroactively to September 1, 1989.

Continued December 20, 1989

REPAYMENT OF CITY OF
LODI FUNDS REPRESENTING
PROJECT ADVANCES BY THE
NORTHERN CALIFORNIA POWER
AGENCY

CC-7(j)

The City Council approved the receipt of cash project advances and deposit of such funds into the Electric Rate Stabilization Fund, Account 016.2.

The City Council was advised that the City of Lodi has received funds from the Northern California Power Agency (NCPA) which funds had been advanced in aid of an anticipated transmission project. Funds received shall be deposited into the Electric Rate Stabilization Fund, Account 016.2.

Transmission Project No. 1 costs prior to obtaining financing were funded by participant advances to pay engineering, legal and NCPA administrative and general costs associated with the PG&E Castle Rock Junction/Lakeville Transmission Cotenancy (NCPA/PG&E Cotenancy) and NCPA participation in the Geysers Public Power Line (GPPL). The advances were expended entirely in FY 82-83 and FY 83-84. Favorable market conditions have resulted in re-financing NCPA Transmission Project No. 1 and subsequent repayment of participant advances. The City of Lodi will receive \$172,538.89 repayment (\$170,346.89 plus \$2,192.00 Sinking fund payment).

At the October 26, 1989 NCPA Commission Meeting, Transmission Project Participants' Resolution No. 89-01 was approved. This resolution authorized repayment of Transmission Project No. 1 participant advances in accordance with the provisions of the Project's Third Phase Agreement. The Resolution authorizes the principal portion of such advances to be repaid directly to participants and the interest earned on the advances repaid to participants in the form of Transmission Project billing credits over the coming months.

The interest amount of \$79,673.29 will, therefore, be returned in the form of billing credits to Lodi. Each participant was given the opportunity to receive the principal (\$92,865.60 is Lodi's share) either by check or by directing the monies to be deposited with NCPA in a Phase II A fund.

Lodi staff chose to receive the full amount of \$92,865.60 by check and those funds have been deposited into the Electric Rate Stabilization Fund, Account 016.2.

The City Council is requested to ratify Lodi staff actions; however, the funds could be redirected to be deposited with NCPA.

COMMENTS BY CITY
COUNCIL MEMBERS

The following comments were received under the "Comments by City Council Members" segment of the agenda:

INQUIRY REGARDING
HARNEY LANE LANDFILL
GATE FEE INCREASES

CC-7(b)
CC-56

Following an inquiry by Council Member Pinkerton, the City Manager reported that representatives of the State of California and the County of San Joaquin have been invited to a future Shirtsleeve Session to discuss mandated landfill fee increases.

FIRE DEPARTMENT
APPLAUDED FOR ITS ANNUAL
CHRISTMAS PROGRAM

CC-9

Council Member Pinkerton congratulated the Fire Department on its Annual Christmas program in the community.

SEASONS GREETINGS
EXTENDED TO CITIZENS
OF LODI

Following introduction by Council Member Olson, the City Council wished the citizens of Lodi a very happy holiday season.

COMMENTS BY THE
PUBLIC ON NON
AGENDA ITEMS

The following comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

PETITION RECEIVED FROM
AMERICAN LEGION ASKING
FOR RELIEF FROM CARS
PARKING FOR LENGTHY
PERIODS IN THE CITY
PARKING LOT AT THE
CORNER OF WASHINGTON
STREET AND LOCKEFORD STREET

CC-16

Edward Jackson representing the American Legion presented petitions asking for relief from cars parking for lengthy periods in the parking lot at the corner of Washington and Lockeford Street. Staff was directed to place this matter on a future agenda.

PUBLIC HEARINGS Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Snider called for the Public Hearing to consider updating storm drainage fees. The City's storm drainage fees ordinance and resolution adopted in 1988, requires an annual review of the need and cost of improvements. The fees are charged to new development.

PUBLIC HEARING REGARDING
THE UPDATING OF STORM
DRAINAGE FEES

RESOLUTION NO. 89-186

CC-56 The matter was introduced by staff who apprised the City
CC-176 Council that in November 1988, the City Council adopted an
CC-300 ordinance concerning storm drainage fees in order to comply with Assembly Bill 1600. The actual fees were adopted in Resolution No. 88-165. This resolution required the Public Works Director to annually review the fees, report to the Council at a public hearing, and recommend any adjustments.

The subject report was presented for the City Council's review. Due to increased construction costs and significant increases in land costs, it was recommended the fees be increased.

The existing and recommended fees per gross acre are:

	<u>Existing</u>	<u>Proposed</u>
Residential	\$3,620	\$4,050
Commercial & Industrial	\$4,830	\$5,400
Conversion of Residential to Commercial/Industrial	\$1,210	\$1,350

This is an increase of approximately 11.8%. As mentioned, the most significant reason for the increase is due to the cost of land for basins. The estimate for land was increased from \$30,000 per acre to \$42,000. This alone accounts for a 10% increase in the total cost of the system.

The revised fees will be effective January 1, 1990.

There being no persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

On motion of Mayor Pro Tempore Hinchman, Olson second, the City Council adopted Resolution No. 89-186 - A Resolution of the Lodi City Council Amending the Storm Drainage Fees for all Developments within the City of Lodi as Established by Ordinance No. 1440 and Resolution No. 88-165.

PUBLIC HEARING REGARDING
ABATEMENT OF BUILDING AT
713 SOUTH SACRAMENTO STREET,
LODI

CC-24(c)

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Snider called for the Public Hearing regarding Notice of Public Nuisance and Order to Abate issued on property located at 713 South Sacramento Street, Lodi (Assessor's Parcel No. 045-240-07).

The matter was introduced by City Manager Peterson. Fire Administrative Officer/Fire Marshal Steve Raddigan gave the following report regarding the matter and responded to questions as were posed by members of the City Council:

On June 16, 1989, an inspection of the premises was conducted by Fire Inspector Don Hawkinson. As a result of this inspection, a Notice of Public Nuisance and Order to Abate was issued by Inspector Hawkinson on June 21, 1989. This Notice was mailed to the legally listed property owner, Ms. Angelantonio DeRubis of Washington D.C., by certified mail with a return receipt requested. This letter was returned marked "unclaimed".

On July 27, 1989, Inspector Hawkinson again inspected the property. He issued a second Notice of Public Nuisance and Order to Abate on July 28, 1989, and mailed it to Ms. DeRubis by certified mail with a return receipt requested. This letter was signed for by Angelantonio DeRubis on August 1, 1989.

On August 27, 1989, Fire Marshal Steven Raddigan spoke with Ms. DeRubis by telephone and granted an extension of the compliance date for demolition of the buildings on the property until October 7, 1989, and followed up on the conversation with a letter to Ms. DeRubis stating that the extension had been granted and that if no action was taken by her on or before October 7, 1989, he would proceed with the abatement proceedings. He also informed her that this process would involve the City Council ordering the buildings demolished and assessing the cost of demolition work to the property owner.

Ms. DeRubis has been notified by letter that this item will be on the December 20, 1989, City Council agenda.

There being no persons in the audience wishing to address the City Council on the matter, the public portion of the hearing was closed.

On motion of Council Member Olson, Hinchman second, the City Council following the establishment of findings that

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the subject building is unsafe and a nuisance, issued an order to demolish the building and remove all debris from the property.

PLANNING COMMISSION City Manager Peterson presented the following Planning
REPORT Commission Report of the Planning Commission Meeting of
December 11, 1989.

ITEMS OF INTEREST

CC-35 The Planning Commission -

1. Conditionally approved the Tentative Parcel Map request of Jim Sturman to create two "0" lot line parcels from an existing duplex lot at 216 Forrest Avenue in an area zoned R-1*, Single-Family Residential - Eastside.
2. Conditionally approved the Tentative Parcel Map request of Larry Mindt and Tony White to create two "0" lot line parcels from an existing duplex lot at 1434 West Lockeford Street in an area zoned R-2, Single-Family Residential.
3. Determined that a Zoning Hardship existed and approved the request of Wine and Roses Country Inn for a Variance in the maximum fence height to allow construction of a 10-foot block wall along the east side of its parcel at 2505 West Turner Road in an area zoned C-1, Neighborhood Commercial.

COMMUNICATIONS
(CITY CLERK)

AAUW URGES PRESERVATION
OF THE NORTH BANK OF
THE MOKELUMNE RIVER

CC-16 The City Council received a letter from Susan
CC-145 Hitchcock-Akin, President of the American Association of
CC-184 University Women expressing concern and support for the
preservation of the north bank of the Mokelumne River.

UPDATE RECEIVED FROM
STOCKTON EAST WATER
DISTRICT REGARDING THE
PHASE 2, GROUNDWATER
QUALITY STUDY

CC-6 The City Council received an update from the Stockton East
Water District regarding the Phase 2, Groundwater Quality
Study.

REQUESTS TO INITIATE
ANNEXATION PROCEEDINGS
RECEIVED

CC-8 Following receipt of the following requests to initiate annexation proceedings, the City Council referred the matter to staff for placement on a future Shirtsleeve Session agenda:

- a) Daryl Geweke - Kettleman Properties located at the northeast corner of Kettleman Lane and Beckman Road
- b) C. A. Wentland - Sunwest Plaza property located at the southeast corner of Lower Sacramento Road and Kettleman Lane

RESIGNATION OF PHILLIP
PENNINO FROM LODI SENIOR
CITIZENS COMMISSION RECEIVED

CC-2(i) Following receipt of the resignation of Phillip Pennino from the Lodi Senior Citizens Commission, the City Council, on motion of Mayor Pro Tempore Hinchman, Olson second, directed the City Clerk to post for the vacancy.

REGULAR CALENDAR

AGENDA ITEM CONTINUED

On recommendation of the City Attorney, Council, on motion of Council Member Olson, Hinchman second, continued until the Regular Council Meeting of January 3, 1990, Agenda item K-1, "Contract Award for the White Slough Water Pollution Control Facility Expansion Project, 12751 North Thornton Road."

REVISIONS MADE TO CITY'S
CLAIMS MANAGEMENT SERVICES

CC-21.1(a)
CC-21.1(b)
CC-90 City Manager Peterson advised the City Council that the City presently contracts with the firm of ADJUSTCO, of Sacramento, for claims administration in the areas of liability and workers' compensation. This relationship with ADJUSTCO and its predecessor, L. J. Russo, dates back approximately 10 years. The claims administration service in both areas was quite satisfactory until the recent few months during which time there has been a significant decline in performance. ADJUSTCO representatives acknowledged this in a meeting with the City Attorney, City Clerk, Assistant City Manager and the City Manager in City Hall Wednesday morning. Claims administration is a most critical aspect of the City's operation. Errors and

omissions in this area have the potential of exposing the City to huge monetary losses.

Staff members expressed to the ADJUSTCO representatives disenchantment with the level of service presently being provided. The representatives were advised that as conditions stand at this time, staff would be recommending to the City Council at Wednesday night's meeting that the City's claims administration business be placed elsewhere. ADJUSTCO was invited to attend the City Council meeting to offer whatever information it might in an effort to change the staff's recommendation or convince the City Council to the contrary. Staff members have contacted other claims administration firms and have received assurances that such a transition could be accomplished with minimum disruption in the normal order of things. ADJUSTCO has, within the recent past, lost some key personnel. We have been advised that this has occurred in at least one other branch office of this firm. The net result of this has been that some of the City's claims have not been handled properly and expeditiously.

The City cannot afford the exposure of maintaining this relationship while ADJUSTCO restructures and re-staffs its organization, promises notwithstanding.

It was staff's recommendation that the City Council terminate its contract with ADJUSTCO for claims management services and retain the firms of Insurance Consulting Associates, Inc. for the liability claims management services and Bragg and Morse for Workers' Compensation claims management services.

Mr. Elliott Dean Kirschner, Branch Manager, ADJUSTCO, Inc. addressed the City Council urging that the City Council not terminate its contracts.

Mr. Gregory B. Bragg of Gregory B. Bragg and Associates, Inc. addressed the City Council urging the City Council to retain his company for workers' compensation claims management and risk control services.

Following discussion, on motion of Mayor Pro Tempore Hinchman, Olson second, the City Council terminated its contracts with ADJUSTCO for claims management services and retained the firms of Insurance Consulting Associates, Inc. for the liability claims management services and Bragg and Morse for Workers' Compensation claims management services. The agreements are to be for a one-year period.

CITY OF LODI CONTRACT
WITH STATE OF CALIFORNIA
PUBLIC EMPLOYEES' RETIREMENT
SYSTEM APPROVED

RES. NO. 89-188
ORDINANCE NO. 1473 INTRODUCED

CC-6 The City Council was advised that the 1959 Survivor Benefit
CC-7(f) member is structured to provide a monthly benefit for
CC-34 those workers and their families who died prior to
CC-149 retirement. It is geared to follow the survivor benefits
CC-300 under social security.

Sometime later an increase to the base benefit was authorized and is included in our present contract. In April 1989 the Board of Administration authorized a third level of benefits.

Per Month

- . Spouse age 62 or older, or one child alone \$350
- . Spouse with one child or two children alone \$700
- . Spouse with two or more children or
three children alone \$840

The City has adequate reserves in the fund to pay for this additional benefit for 22 years.

The City negotiated this benefit with the Lodi Police Officers' Association. In return the Police Association agreed to modify their health insurance plan. The bargaining units representing non-police and fire employees previously had modified their health insurance plan. The Fire Department unit was offered this plan and at that time refused. It is anticipated that they will be included in our next set of negotiations.

The accompanying resolutions, agreements and ordinances are requirements of the Board of Administration of PERS. Their time requirements do not coincide with ours; therefore, the final action on the ordinance will not be taken until the Council meeting of January 17, 1990.

Following discussion with questions being directed to Staff, the City Council on motion of Mayor Pro Tempore Hinchman, Olson second, adopted Resolution No. 89-188 a resolution of intention to amend the contract between the Public Employees' Retirement System (PERS) and the City of Lodi as follows:

- . To provide the third level of 1959 Survivor Benefits for local safety members and local police members.
- . Introduced Ordinance No. 1473 amending our contract.
- . Authorized the release of 1959 survivor benefit assets into the 1959 survivor benefit pool.

APPOINTMENT OF INTEGRATED
WASTE MANAGEMENT TASK FORCE
REPRESENTATIVE

CC-2(a)
CC-6

The City Council was advised that the Integrated Waste Management Act of 1989, established by Assembly CC-54 Bill 939, requires cities and counties to prepare elements of a County-Wide Integrated Waste Management Plan by July 1, 1991. The act also requires cities and counties to appoint a Task Force to assist in coordinating the development of the various city and county elements to the Plan, and to assist in the siting of any additional transformation or disposal capacity that may be needed. The act requires that the Task Force convene by March 1, 1990.

Developing the required plan according to the mandated timetable set out in the legislation will be a scheduling challenge. Therefore, it is important that the Task Force convene as early as possible.

The act provides as follows:

"The membership of the Task Force shall be determined by the Board of Supervisors and a majority of the cities within the county which contain a majority of the population of the county and may include representatives of the solid waste industry, environmental organizations, general public, special districts and affected governmental agencies."

The act deletes portions of the Government Code that established the Solid Waste Policy Committee which was made up of elected officials from each city and the County. The Solid Waste Policy Committee, along with a Technical Advisory Committee, was extremely successful in developing and revising the County Solid Waste Management Plan. The County recommends that this same system be used to develop the new Integrated Waste Management Plan.

Since the Task Force is charged with developing goals, policies, and procedures, it is suggested that its members consist of an elected official from each city and the County. The Task Force could then appoint a Technical Advisory Committee to assist in the actual preparation of the plan and its elements.

The meetings will probably be on an "on call" basis.

On motion of Mayor Snider, Olson second, the City Council appointed Mayor Pro Tempore Hinchman as the City's representative on the Integrated Waste Management Task Force.

RECESS

Mayor Snider declared a five-minute recess, and the meeting reconvened at approximately 9:10 p.m.

AMENDMENTS TO CITY OF LODI
MANAGEMENT INCENTIVE PLAN
APPROVED

RESOLUTION NO. 89-189

CC-6
CC-34
CC-300

The City Council was advised that in 1977 the City Council established a set of wage and salary supplements for management and mid-management employees. Since that time, positions have been added to the list of eligible employees, some benefit structures have changed, and new benefits have been adopted.

Most of these items are referred to in other ordinances, resolutions, or policies but have not been consolidated into this resolution.

The major changes included in the new proposed plan are:

1. Life Insurance
Management and mid-management employees receive group life insurance, although this is not mentioned in the current resolution. Also, these employees and their spouses are provided with travel life insurance while traveling on City business outside the City limits.
2. Deferred Compensation
No longer will the City make any contribution to the employee's deferred compensation account. Instead, the employee's salary will be increased by the same amount. The plan will continue to be made available to the employee.
3. Executive Physical Examinations
Physical examinations are covered in the current health insurance plans. Therefore,

separate payment for the entire physical examination is a redundancy.

4. Administrative Leave
Employees with over 15 years of service will be eligible to take pay in lieu of time off for up to 80 hours instead of the former limit of up to 40 hours.
5. Retirement
Previous decisions by the City Council have authorized department heads to reduce their salary and have the City pay the entire cost of retirement. This is not presently included in the Management Incentive Plan but should be so specified.

Council is requested to approve the attached resolution.

Following discussion, on motion of Council Member Pinkerton, Hinchman second, the City Council adopted Resolution No. 89-180 amending the City of Lodi Management Incentive Plan.

SALARY RANGES FOR
VARIOUS MID-MANAGEMENT
EMPLOYEES APPROVED

RESOLUTION NO. 89-190

CC-34
CC-300

The City Council was advised that since the start of the 1989-90 fiscal year, the City Council has deemed it appropriate that management and mid-management employees receive similar compensation adjustments. While mid-management employees associated with the Police and Fire employee bargaining units receive the same salary increases as their units, the other mid-management employees receive the same increases as management employees. Since management compensation control points are scheduled by Resolution 89-82 to be increased by 2.2% effective for the pay period commencing January 8, 1990, it is requested that the mid-management classifications other than those in the Police and Fire Departments also receive a 2.2% salary increase effective the same date.

Furthermore, as Resolution 89-190 changes the deferred compensation program from one of City-matched to employee-only contributions, it is requested that amounts previously matched by the City instead be granted directly to employees as salary for all mid-management classifications. This change, as well as the 2.2% salary increase (when applicable), are detailed in an exhibit presented for City Council review.

On motion of Mayor Pro Tempore Hinchman, Olson second, the City Council adopted Resolution No. 89-190 amending salary ranges for mid-management classifications.

REQUEST FOR PROPOSALS
TO PROVIDE RATE ANALYSIS
SERVICES DENIED

CC-6
CC-51(d)
CC-88

Electric Utility Director Henry Rice addressed the City Council advising that approximately two years ago the Electric Department purchased and installed special recording/storage meters to survey the load profile of our various customer classifications. Since that time, rate structures have changed as well as rate levels; these changes were made based upon assumptions of reasonable cost allocation factors among and between customer classifications.

Staff has now collected two years of survey load data, and need to audit the assumptions used by comparison to actual customer classifications load profiles.

This audit function needs to be performed by a reputable outside agency, both to assure objectivity, but also to obtain insight on more efficient rate principles.

The rate review project schedule requires completion by June 1, 1990 of basic cost-of-service analysis to facilitate our 1990 rate review. Final rate design will be finished in August 1990.

The project will involve at least the following five components:

1. Documented translation of Department account records into Federal Energy Regulatory Commission (FERC) approved standards.
2. Develop appropriate customer class and time-differentiated allocation factors utilizing the two years of stored customer load survey data.
3. Develop a computerized cost-of-service model and allocation method.
4. Develop a marginal cost-of-service study upon which load management incentive and rate structure can be based.
5. Review Departmental rate design in general and develop recommendations of future improvements.

Cost for this rate analysis service is anticipated to be approximately \$33,000. Funding for this project is available in the 1989/90 fiscal year budget.

A lengthy discussion followed with questions being directed to Mr. Rice and other staff members.

On motion of Mayor Pro Tempore Hinchman, Olson second, the City Council by unanimous vote of all Council Members present denied staff's recommendation to ask for requests for proposals from qualified firms interested in reviewing and refining the existing Lodi electric rate design and customer cost allocation methods.

NO ACTION TAKEN ON
REPORT REGARDING LANE
LINE STRIPING ON TURNER
ROAD, WEST OF HIGHWAY 99,
AND ON ELM STREET, LOWER
SACRAMENTO ROAD TO CRESCENT
AVENUE

CC-45(a)

Following receipt of the following report and discussion regarding lane line striping on Turner Road, West of Highway 99, and on Elm Street, Lower Sacramento Road to Crescent Avenue, no formal action was taken by the City Council

At the City Council's last meeting of December 6, 1989, staff was asked to consider modification of the lane line striping on Turner Road, west of Highway 99, and on Elm Street, from Lower Sacramento Road to east of Ham Lane.

Turner Road

Presented for Council's review was a plan showing the proposed striping west of Highway 99. Basically the thru lanes and the left turn lane will be extended east. To do the work, the City had to wait for completion of the Mokelumne Village East improvements and is now in the process of obtaining a Caltrans permit. The development was charged for a portion of this work. There are also some minor widening improvements required on the south side. It is anticipated that all of the work will be accomplished prior to spring. Under the City's Traffic Ordinance, no Council action is required to provide this additional striping.

Elm Street

Staff was again asked to consider re-striping Elm Street from Lower Sacramento Road to east of Ham Lane to provide for two travel lanes in each direction. Presently Elm Street has a center line and is a two-lane collector street in the City's street system. A two-lane collector can comfortably handle 10,000 vehicles per day (vpd) and a four-lane undivided arterial can handle 22,000 vpd. Listed below are the latest traffic volumes on Elm Street.

<u>Location</u>	<u>Traffic Volume</u> <u>ADT (Both Directions)</u>
East of Lower Sacramento Road	3,900
West of Mills Avenue	5,700
East of Mills Avenue	6,000
West of Pacific Avenue	7,500
West of Ham Lane	7,900
East of Ham Lane	5,000

Currently Elm Street operates with free flow conditions. There is no accident problem on Elm Street justifying additional lanes. Under the Draft General Plan Circulation Element, Elm Street is shown as a two-lane arterial which includes a left-turn lane. As staff has indicated previously, we do not recommend Elm Street be striped to provide four lanes unless the traffic conditions warrant this change. The existing traffic conditions do not warrant an expenditure of City funds to stripe four lanes. It would also be unfair to the adjacent property owners to put traffic and noise closer to their residences when it is not required. In order to resolve this issue of re-striping Elm Street, it was requested that the Lodi City Council either:

- 1) Take no action, hereby determining that Elm Street should remain two lanes; or
- 2) Direct staff to have Elm Street between Lower Sacramento Road and Crescent Avenue striped with four travel lanes.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Snider adjourned the meeting at approximately 10:05 p.m.

ATTEST:

Alice M. Reimche
Alice M. Reimche
City Clerk